



State Of Arizona
Naturopathic Physicians Board of Medical Examiners
"Protecting the Public's Health"

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Janet Napolitano – Governor
Konrad Kail, ND – Chairman • Kip Micuda, JD – Vice Chairman • Mark S. James, NMD – Secretary/Treasurer
Debora Chelson, NMD – Physician Member • Paul DeLoe, NMD – Physician Member
Cathleen Field - Public Member • Linda Barron – Public Member • Craig Runbeck, NMD – Executive Director

Minutes
SPECIAL BOARD MEETING
Thursday • April 8 • 1:00 p.m. • Basement Conference Room, B-1
1400 West Washington • Phoenix, AZ 85007

1. Call to Order by Presiding Officer

A. Roll call of Board members and establishment of a quorum to conduct meeting.
The meeting was called to order at 1:04 PM. Roll Call: Dr. Konrad Kail, Present; Dr. Mark S. James, Present; Dr. Debora Chelson, Present; Dr. Paul DeLoe, Present; Ms. Cathleen Field Present Ms. Linda Barron Present. Mr. Kip Micuda, Absent.

B. Acknowledgement of presence of Board staff and legal counsel.
Dr. Craig Runbeck, Executive Director; Ms. Paula Brierley, Deputy Director; Ms. Nancy Beck, Assistant Attorney General; Ms. Gail Anthony, Licensing Administrator.

2. Call to the Public

No Public requested to speak.

3. Discussion and consideration of Consent Agenda

A. **Approval of Minutes:** Review, discussion and vote on minutes of March 11, 2004
The Board approved the minutes of the March 11th Board meeting.

B. **Executive Director Report:** Summary of Current Events

- (1) Summary of Current Events
- (2) Revenue and Expenditure Report
- (3) Status Report: Licensing, Certifications and Open Investigations

The Board approved the Executive Director's Report.

C. **Approval of application for licensure by Endorsement**

Emmanouil Karampahtsis

The Board approved the issuance of the medical license(s) by Endorsement.

D. **Approval of Medical License(s) / Examination Application**

William Troutt	Camille Teale
Stacy Riseborough	Carol Jamison
Yu-Ree Hyun	Andrew Kaufmann
Yezid Callejas	Diaa Osman
Shannon Maltais	Ralph Potter

Angela Bilyeu	Laree Hooker
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The Board approved the issuance of the medical license(s) by Exam.

E. **Approval of Application(s) for Certificate to Dispense (initial)**

Andrew Kaufmann	Karen Freeze
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The Board approved the Certificate(s) to Dispense.

F. **Approval of Application(s) for Medical Assistant (initial)**

Panesar, Pardeep	Dalia Astorga
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The Board approved the Medical Assistant Certificate(s).

G. **Approval of Renewal of Preceptorship Training Program**

Sang Sung	
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The Board approved the renewal of the Preceptorship Training Program Certificate(s).

Dr. Deloe moved to accept the consent agenda, second by Ms. Barron. Motion carried 6 Ayes, 1 Absent.

4. Discussion and Consideration: Board Meeting Procedures, Roles and Responsibilities Presented by Assistant Attorney General, Nancy Beck

Assistant Attorney General, Ms. Nancy Beck, gave an outline of the roles and responsibilities of the Board members and staff. No action taken by Board.

5. Regulatory Matters

A. **Discussion and Consideration of Investigations and Complaints**

(1) 04-016 Dr. Kelly Hannigan, 98-530 Formal Interview

Dr. Hannigan was present, made statements and answered questions. After discussion and consideration by the Board, Dr. James moved to continue the investigation. Second by Ms. Field. Motion carried 6 Ayes, 1 Absent.

(2) 04-004 Dr. Stephen Lee, Preceptee, 03-2020 Formal Interview

Dr. Lee was present with his legal counsel, Mr. Marlow. Dr. Lee and Mr. Marlow made statements and answered questions. After discussion by the Board, Mr. Field moved to go into Executive Session for legal advice.

Executive Session was entered into at 2:13 PM

General Session resumed at 2:25 PM

After discussion and consideration by the Board, Dr. James moved to accept the following findings of fact:

Allegation 1, Dr. Lee is in violation of Statute A.R.S. 32-1501 (25) (r)

Allegation 2, Dr. Lee is in violation of Statute A.R.S. 32-1501 (30) (g)

Allegation 3, Dr. Lee is in violation of Statute A.R.S. 32-1501 (25) (r)

Allegation 5, Dr. Lee is in violation of Statute A.R.S. 32-1501 (25) (r)

Second by Ms. Barron, Roll Call: Ms. Barron, Aye; Ms. Field, Aye; Dr. Chelson, Aye; Dr. James, Aye; Dr. DeLoe, Aye; Dr. Kail, Aye: Motion Carried 6 Ayes, 1 Absent

Dr. James moved to accept the conclusions of law, second by Dr. Chelson, Roll Call: Dr. DeLoe, Aye; Dr. James, Aye; Dr. Chelson, Aye; Ms. Field, Aye; Ms. Barron, Aye; Dr. Kail, Aye: Motion carried 6 Ayes, 1 Absent

Ms. Beck summarized the motion for the penalty. Ms. Field made the motion Ms. Beck summarized.

1. Dr. Lee will be placed on probation for a period of 2 years. The Board will impose a Civil Penalty of \$1,000.00 regarding dispensing without a certificate, to be paid over a period of 2 years. If, at the end of 2 years, the \$1,000.00 is not paid in full, the probation period will not terminate.
2. Dr. Lee will work only under a Preceptor, even if he gets licensed within the probation time
3. Dr. Lee will engage the services of an independent auditor, a licensed Naturopathic Physician, approved by the Executive Director, in consultation with the Chairman. The independent auditor will report directly to the Board on a quarterly basis regarding Dr. Lee's compliance with the law.
4. During the probationary period, Dr. Lee shall immediately notify the Board's staff of any change in identity of his supervising physician and /or preceptor. Further, Dr. Lee shall not practice naturopathic medicine in any fashion during any period of time when he does not have a supervising physician or preceptor affiliated with his practice.
5. Comply with all the Laws.
6. Dr. Lee will be responsible for paying for the cost of the independent auditor who will report directly to the Board.

Second by Ms. Barron. Roll Call: Dr. James, Aye: Dr. DeLoe, Aye: Dr. Chelson, Aye: Ms. Barron, Aye: Ms. Field, Aye: Dr. Kail, Aye: Motion Carried, 6 Ayes, 1 Absent.

(3) 04-015 Dr. Mario Galaburri, 98-540

Dr. Galaburri was present, made statements and answered questions. After discussion and consideration by the Board, Dr. James moved to dismiss the complaint, second by Dr. DeLoe. Motion carried 6 Ayes, 1 Absent.

(4) 04-019 Dr. Melenie Dunn, 00-598

After discussion and consideration by the Board, this item was tabled for further information into the verification of AMA Category 1 certification of specific CME hours submitted to the Board by Dr. Dunn.

(5) 03-004 Dr. Lance Morris, 85-372: Quarterly Update

The Board was given a brief update by Ms. Brierley on Dr. Lance Morris. No action required.

B. Discussion and Consideration of Persons Applying for Certificate to Engage in Preceptorship Training

(1) Marvin (JR) Smith, Application for Preceptorship Training.

After discussion and consideration by the Board, Dr. Chelson moved to approve the Preceptorship training program certificate with the stipulation that if negative findings come back from the Chiropractic Board regarding the outstanding complaints, Dr. Smith will be brought before this Board again concerning his preceptorship training or possible future licensure.

6. Discussion and Consideration of Administrative and Procedural Matters

A. Adjustment in Fee for Certificate Dispense

After discussion and consideration by the Board, Dr. DeLoe made a motion to table this matter for a year, second by Dr. James Motion Carried 6 Ayes, 1 Absent

B. Salary Adjustment for Executive Director

After discussion and consideration by the Board, Dr. James moved to accept the salary adjustment of the Executive Director, second by Ms. Barron. Motion carried 6 Ayes, 1 Absent

7. Discussion and Consideration of Correspondence and Questions

- A. Correspondence from Dr. Anna Nordin, ND regarding Pharmacy Module C Class and Exam.
Letter forwarded to Dr. Wollner at SCNM

The letter from Dr. Nordin was forwarded on to Dr. Wollner at Southwest Naturopathic College for review.
No action was taken by the Board on this item.

- B. Question for the Board regarding Live Blood Cell Analysis/Dark Field Microscopy: Dr.
Prato, Preceptee; Dr. Eihausen, NMD; Dr. Kellman, NMD

The Discussion of this item was placed before item 6 (B) per the request of Ms. Beck to the Board Chairman.
Dr. Prato was present to make statements to the Board concerning Live Blood Cell Analysis/Dark Field
Microscopy. No action was taken by the Board.

After this item was addressed by the Board, Ms. Beck left for the remainder of the meeting.

Dr. James made a motion to adjourn the meeting, second by Dr. Kail.
MEETING WAS ADJOURNED AT 4:20,

SIGNED THIS 13th DAY OF MAY, 2004

Naturopathic Physicians Board of Medical Examiners